



## CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below for mailing by first class mail in an envelope addressed to the: COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450

Name Karen Ambrost

Signature [Signature]

Date July 2, 2008

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: TAN et al.

Serial No.: 11/553,812 – Case No.: 21198P

Filed: 02 October 2006

For: RHESUS MONKEY BOMBESIN RECEPTOR  
SUBTYPE-3 (BRS-3), NUCLEOTIDES ENCODING  
SAME, AND USES THEREOF

Art Unit:

1646

Examiner:

HOWARD, Zachary C.

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450LETTER SUBMITTING NEW DECLARATION  
IN COMPLIANCE WITH 37 CFR §1.67(a)

Sir:

This is in further Response to the Office Action of 28 March 2008, in which the current Declaration under 37 CFR §1.63 originally submitted October 2, 2006 was objected to by the Examiner for failing to comply with the requirements of 37 CFR §1.67(a).

Applicants herewith submit a copy of a new Declaration in compliance with 37 CFR §1.67(a) which properly identifies the instant application by application and filing date. Since the instant application was jointly assigned, Applicants also enclose *two* signed Power of Attorney forms along with *two* signed Statements under 37 CFR 3.73(b). An authorization to charge Deposit Acct 13-2755 for the appropriate fee for submitting the Declaration is also enclosed.

Respectfully submitted,

By [Signature]John David Reilly, Reg. No. 43,039  
Attorney for ApplicantMERCK & CO., INC.  
P.O. Box 2000  
Rahway, New Jersey 07065-0907  
(732) 594-6914

07/23/2008 RMEBRAFT 00000035 132755 11553812

01 FC:1051 130.00 DA

/agb  
EnclosureDate: 21 July 2008

# **MISC. FEE TRANSMITTAL**

JUL 23 2006

Patent fees are subject to annual revision.

## *Complete if Known*

Application Number	10/553,812
Filing Date	October 2, 2006
First Named Inventor	CARINA P. TAN et al.
Examiner Name	Z.C. Howard
Group Art Unit	1646
Attorney Docket Number	21198P

AMOUNT OF PAYMENT

\$130

## **METHOD OF PAYMENT**

☒ Deposit Account

Deposit Account Number

Deposit Account Name

The Director is authorized to:

☒ Charge fee(s) indicated below

☒ Credit any overpayments

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17

## **FEE CALCULATION**

### **FEES**

Large Entity

Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	Surcharge - late filing fee or oath	130
1053	130	Non-English Specification	
1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1402	510	Filing a brief in support of an appeal	
1452	510	Petition to revive - unavoidable	
1453	1,540	Petition to revive - unintentional	
1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	Submission of Information Disclosure Statement	
1809	810	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	810	For each additional invention to be examined (37 CFR 1.129(b))	
1840	130	Statutory Terminal Disclaimer under 37 CFR 1.321	
		Other fee (specify) _____	
		Other fee (specify) _____	

**TOTAL**

## **SUBMITTED BY**

## **Complete (if applicable)**

Typed or Printed Name

JOHN DAVID REILLY

Reg. Number 43,039

Signature

Date

21 July 2006

Deposit Account User ID

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

MERCK & CO., INC.

# MISC. FEE TRANSMITTAL



Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

\$130

Complete if Known

Application Number	10/553,812
Filing Date	October 2, 2006
First Named Inventor	CARINA P. TAN et al.
Examiner Name	Z.C. Howard
Group Art Unit	1646
Attorney Docket Number	21198P

## METHOD OF PAYMENT

☒ Deposit Account

Deposit Account Number 13-2755

Deposit Account Name Merck & Co., Inc.

The Director is authorized to:

☒ Charge fee(s) indicated below

☒ Credit any overpayments

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17

## FEE CALCULATION

### FEES

Large Entity

Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	Surcharge - late filing fee or oath	130
1053	130	Non-English Specification	
1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1402	510	Filing a brief in support of an appeal	
1452	510	Petition to revive - unavoidable	
1453	1,540	Petition to revive - unintentional	
1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	Submission of Information Disclosure Statement	
1809	810	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	810	For each additional invention to be examined (37 CFR 1.129(b))	
1840	130	Statutory Terminal Disclaimer under 37 CFR 1.321	
		Other fee (specify) _____	
		Other fee (specify) _____	

TOTAL \$130

## SUBMITTED BY

Complete (if applicable)

Typed or Printed Name JOHN DAVID REILLY

Reg. Number 43,039

Signature

Date

21 May 2008

Deposit Account User ID

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

MERCK & CO., INC.